

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3946

IN THE MATTER OF:

Served June 1, 1992

Application of O. OLUOKUN, INC., )  
for a Certificate of Authority -- ) Case No. AP-92-11  
Irregular Route Operations )

By application accepted for filing April 10, 1992, O. Oluokun, Inc. (OOI or applicant), a Maryland corporation, seeks a certificate of authority to transport passengers, together with baggage in the same vehicles as passengers, in irregular route operations between points in the Metropolitan District, restricted to transportation in vehicles with a manufacturer's designed seating capacity of 15 or fewer persons, including the driver. Notice of this application was served on April 14, 1992, in Order No. 3921, and OOI was directed to publish further notice in a newspaper and file an affidavit of publication. OOI complied. OOI's application is uncontested.

SUMMARY OF EVIDENCE

OOI proposes to initiate operations in a nine passenger vehicle. OOI's proposed tariff contains transfer, hourly, per capita and mileage rates.

OOI's application, which is incorporated herein by reference, includes information regarding, among other things, its corporate status, facilities, vehicle maintenance arrangements, driver training practices, proposed tariff, finances, and regulatory compliance record. It is certified that neither OOI nor any person controlling, controlled by, or under common control with OOI has any control relationship with a carrier other than OOI.

OOI's vice president certifies on its behalf that applicant has access to, is familiar with, and will comply with the Compact, the Commission's rules and regulations, and United States Department of Transportation regulations relating to transportation of passengers for hire.

OOI's balance sheet as of April 8, 1992, shows current assets of \$500; fixed assets of \$5,800; other assets of \$26,400; current liabilities of \$17,600; long-term liabilities of \$8,800, and equity of \$6,300. OOI's projected operating statement for the first twelve months of WMATC operations shows \$120,000 of WMATC operating income; operating expenses of \$105,008, and net income of \$14,992.

DISCUSSION AND CONCLUSION

This case is governed by the Compact, Title II, Article XI, Section 7(a) which provides in relevant part that:

the Commission shall issue a certificate to any qualified applicant, . . . if it finds that --

- (i) the applicant is fit, willing, and able to perform [the] transportation properly, conform to the provisions of this Act, and conform to the rules, regulations, and requirements of the Commission; and
- (ii) that the transportation is consistent with the public interest.

Based on the evidence in this record, the Commission finds OOI to be fit, willing, and able to perform the proposed transportation properly and to conform with applicable regulatory requirements. It is further found that the proposed transportation is consistent with the public interest.

THEREFORE, IT IS ORDERED:

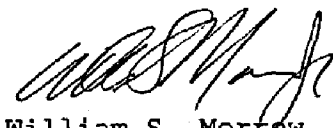
1. That O. Oluokun, Inc., 9200 Edmonston Road, Suite 308, Greenbelt, MD 20770, is hereby conditionally granted, contingent upon timely compliance with the requirements of this order, authority to transport passengers, together with baggage in the same vehicles as passengers, in irregular route operations between points in the Metropolitan District, restricted to transportation in vehicles with a manufacturer's designed seating capacity of 15 or fewer persons, including the driver.

2. That O. Oluokun, Inc., is hereby directed to file the following documents with the Commission within 30 days of the date of this order, or such additional time as the Commission may direct or allow: (a) evidence of insurance pursuant to Commission Regulation No. 58 and Order No. 3623; (b) four copies of a tariff or tariffs in accordance with Regulation No. 55; (c) an equipment list stating the year, make, model, serial number, vehicle number, license plate number (with jurisdiction) and seating capacity of each vehicle to be used in revenue operations; (d) evidence of ownership or a lease as required by Commission Regulation No. 62 for each vehicle to be used in revenue operations; and (e) a notarized affidavit of identification of vehicles pursuant to Commission Regulation No. 61, for which purpose WMATC No. 208 is hereby assigned.

3. That upon timely compliance with the requirements of the preceding paragraph and acceptance of the documents required by the Commission, Certificate of Authority No. 208 shall be issued to O. Oluokun, Inc.

4. That unless O. Oluokun, Inc., complies with the requirements of this order within 30 days from the date of its issuance, or such additional time as the Commission may direct or allow, the grant of authority herein shall be void and the application shall stand denied in its entirety effective upon the expiration of said compliance time.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS DAVENPORT, SCHIFTER, AND SHANNON:



William S. Morrow, Jr.  
Acting Executive Director